



05-2604

IFW

Attorney Docket No. 03640/LH

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant(s): Youbao PENG et al
Serial No. : 10/692,267
Filed : October 23, 2003
For : FIXING DEVICE FOR USE IN
IMAGE FORMING APPARATUS
Art Unit : 1756
Examiner : BRASE, SANDRA L.

**INFORMATION DISCLOSURE STATEMENT
WITH STATEMENT UNDER 37 CFR 1.97(e)
AND STATEMENT UNDER 37 CFR 1.704(d)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

Submitted herewith are the following:

- (1) Copy of a European Search Report dated May 6, 2004, issued in the counterpart European application;
- (2) Copies of the cited publication (except for Japanese 2001-215843); and
- (3) Form PTO/SB/08A. It is requested that an initialed copy of the Form PTO/SB/08A be returned to indicate that the publication listed therein has been considered and made of record.

Said communication is in English, thereby satisfying the requirements for a concise explanation of relevance for any non-English language publications cited therein (MPEP 609 III A(3)).

It is pointed out that a copy of Japanese 2001-215843, cited in the enclosed European Search Report, was already filed in the USPTO with the IDS filed February 12, 2004. Therefore, while a duplicate copy of Japanese 2001-215843 (and an English language

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I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

N. Sahadeo

Naini P. Sahadeo

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No. 06-1378.

Abstract thereof) are submitted herewith, Japanese 2001-215843 is not listed on the attached form PTO/SB/08A since it is already listed on the form PTO/SB/08A filed February 12, 2004.

STATEMENT UNDER 37 CFR 1.97(e)(1)

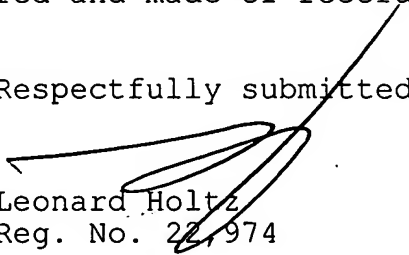
Each item of information contained in this Information Disclosure Statement (except for Japanese 2001-215843) was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present Information Disclosure Statement. Said Communication bears a mailing date of May 6, 2004. Therefore, the filing of this Information Disclosure Statement is timely under the provisions of 37 CFR 1.97(e) and does not require a fee.

STATEMENT UNDER 37 CFR 1.704(d)

Each item of information contained in this Information Disclosure Statement (except for Japanese 2001-215843) was cited in said communication from a foreign patent office in a counterpart application, and this communication was not received by any individual designated in §1.56(c) more than thirty days prior to the filing of the present Information Disclosure Statement.

It is respectfully requested that the attached publication(s) be considered and made of record.

Respectfully submitted,


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PTO/SB/08A (08-00)

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for Form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT			Application Number	10/692,267
			Filing Date	October 23, 2003
			First Named Inventor	Youbao PENG et al
			Group Art Unit	1756
			Examiner Name	BRASE, SANDRA L.
Sheet	1	of	Attorney Docket Number	03640/LH

U.S. PATENT DOCUMENTS

Exam. Inits [*]	Cite No ¹	Document Number	Kind Code ²	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion

FOREIGN PATENT DOCUMENTS

Exam Inits [*]	Cite No ¹	Offc ³	Document Number ⁴	Kind Code ⁵	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion	T ⁶
	A	EP	0 670 531	A2	MITA INDUSTRIAL CO. LTD	09-06-1995		
			*English language Abstract only.					

Examiner Signature	Date Considered
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* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Place a check here if English translation is attached.

DATE MAILED: May 24, 2004